

MELINDA HAAG (CABN 132612)  
United States Attorney

MIRANDA KANE (CABN 150630)  
Chief, Criminal Division

BRIGID S. MARTIN (CABN 231705)  
Assistant United States Attorneys

1301 Clay Street, Suite 340S  
Oakland, CA 94612  
Telephone: (510) 637-3697  
Fax: (510) 637-3724  
E-Mail: Brigid.Martin@usdoj.gov

Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 13-00006-1 WHA
	)	
	)	STIPULATED MOTION TO WITHDRAW
v.	)	DEFENDANT'S MOTION AND
	)	REQUEST TO SET CHANGE OF PLEA
TERRY JACKSEN,	)	FOR APRIL 16, 2013
	)	
Defendant.	)	
	)	
	)	
	)	

The parties in the captioned matter have reached a plea agreement. As such, the parties hereby stipulate that the defendant Jacksen agrees to withdraw his Motion to Suppress Evidence Based on Unlawful Search and Seizure and Request for Franks Hearing (Dkt. 85).

The plea agreement the parties will submit to the Court is a binding agreement under Federal Rule of Criminal Procedure 11(c)(1)(C), thus the parties agree that if their agreement is not accepted by the Court, the defendant will not be precluded from refileing this motion to suppress or any other pretrial motions.

Finally, the parties have conferred and wish to place this matter on the Court's calendar, if it is convenient to the Court, on April 16, 2013 at 2:00 p.m., for a change of plea. The

STIP. MOT. TO WITHDRAW DEF. MOT. AND  
REQUEST TO SET CHANGE OF PLEA  
CR 13-00006-1 WHA

1 government will submit for the Court's review a copy of the Plea Agreement no later than  
2 Tuesday, April 9, 2013, one week prior to the anticipated change of plea.

3  
4 Respectfully submitted,

5  
6 Date: April 4, 2013

/s/ Brigid S. Martin  
Brigid S. Martin  
Assistant United States Attorney

8  
9 Date: April 4, 2013

/s/ Deborah Levine  
Deborah Levine  
Counsel for Terry Jacksen

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
  
v.  
  
TERRY JACKSEN,  
  
Defendant.

No. CR 13-00006-1 WHA

~~PROPOSED~~ ORDER VACATING  
DATES FOR PENDING MOTION AND  
SETTING CHANGE OF PLEA ON APRIL  
16, 2013

Upon the stipulation of the parties, **IT IS HEREBY ORDERED** that the defendant Terry Jacksen's pending Motion to Suppress Evidence Based on Unlawful Search and Seizure and Request for Franks Hearing (Dkt. 85) is **WITHDRAWN** and the existing briefing schedule (Dkt. 125) is **VACATED**.

**IT IS FURTHER ORDERED** that this matter is set for change of plea hearing on April 16, 2013, at 2:00 p.m.

DATED: April 5, 2013.



HON. WILLIAM ALSUP  
United States District Court Judge